

MACOMB TOWNSHIP BOARD OF TRUSTEES REGULAR MEETING HELD ON
WEDNESDAY, JANUARY 14, 2004
AT 7:00 P.M.

LOCATION: MACOMB TOWNSHIP MEETING CHAMBERS
54111 BROUGHTON ROAD
MACOMB, MICHIGAN 48042

PRESENT: JOHN D. BRENNAN, SUPERVISOR
MICHAEL D. KOEHS, CLERK
MARIE MALBURG, TREASURER
TRUSTEES: DINO F. BUCCI, JR.
JANET DUNN
KENNETH MEERSCHAERT, JR.
CHARLES OLIVER

ABSENT: NONE.

Also in attendance: Larry Dloski, Township Attorney
Jerome R. Schmeiser, Community Planning Consultant
James Van Tiflin, Project Manager for Spalding DeDecker &
Associates. (Additional attendance record on file with Clerk)

Call Meeting to Order

Supervisor BRENNAN called the meeting to order at 7:00 P.M.

PLEDGE OF ALLEGIANCE

1. Roll Call

Clerk KOEHS called the Roll. All members present.

2. Approval of Agenda Items (*With any corrections*)

MOTION by BUCCI seconded by MALBURG to approve the amended agenda.

MOTION carried.

3. Approval of Bills

MOTION by OLIVER seconded by DUNN to authorize payment of the Bills as submitted.

MOTION carried.

4. Approval of the December 23, 2003 previous meeting minutes.

MACOMB TOWNSHIP BOARD OF TRUSTEES REGULAR MEETING HELD ON
WEDNESDAY, JANUARY 14, 2004
AT 7:00 P.M.

MOTION by DUNN seconded by MALBURG to approve the December 23, 2003 meeting minutes as submitted.

MOTION carried.

5. Public Comments (Non Agenda items only - 3 minute time limit) None.
6. Request for a Resolution regarding General Obligation Refunding Bonds Series 2004.

John D. Brennan, Township Supervisor, reviewed the General Obligation Refunding Bond Resolution.

MOTION by DUNN seconded by MALBURG to adopt the Resolution for the Township General Obligation Refunding Bonds as follows:

FOR THIS MOTION: DUNN, MALBURG, MEERSCHAERT, BUCCI, OLIVER, KOEHS, BRENNAN.

OPPOSED: NONE.

ABSENT: NONE.

**RESOLUTION AUTHORIZING ISSUANCE OF GENERAL OBLIGATION
REFUNDING BONDS, SERIES 2004**

**Township of Macomb
County of Macomb, State of Michigan**

Minutes of a regular meeting of the Township Board of the Township of Macomb, County of Macomb, State of Michigan, held on January 14, 2004, at 7:00 o'clock p.m., Eastern Standard Time.

Present: John D. Brennan, Michael D. Koehs, Marie M. Malburg, Dino F. Bucci, Jr., Janet Dunn, Kenneth Meerschaert, Jr., Charles Oliver.

Absent: None.

The following preamble and resolution were offered by Member DUNN and supported by Member MALBURG:

WHEREAS, the Township of Macomb, County of Macomb, State of Michigan (the "Issuer") has previously issued its Water Supply and Sewage Disposal System Revenue Bonds, Series 1994, dated May 1, 1994, a portion of which

MACOMB TOWNSHIP BOARD OF TRUSTEES REGULAR MEETING HELD ON
WEDNESDAY, JANUARY 14, 2004
AT 7:00 P.M.

is still outstanding and its Water Supply and Sewage Disposal System Revenue Bonds, Series 1998, a portion of which is still outstanding (together the “Outstanding Bonds”);

AND WHEREAS, in order to achieve savings on its debt service payments for such Outstanding Bonds, the Township Board tentatively determines that it is in the best interest of the Issuer to refund all or a portion of its Water Supply and Sewage Disposal System Revenue Bonds, Series 1994, maturing in the years 2013 and 2014 and its Water Supply and Sewage Disposal System Revenue Bonds, Series 1998, maturing in the years 2006 to 2019, inclusive (together the “Prior Bonds”);

AND WHEREAS, the cost of refunding the Prior Bonds is currently estimated to be not to exceed Five Million Six Hundred Thousand Dollars and 00/100 (\$5,600,000.00);

AND WHEREAS, to finance part of the cost of refunding the Prior Bonds, the Township Board deems it necessary to borrow the principal sum of not to exceed Five Million Six Hundred Thousand Dollars (\$5,600,000.00) and issue bonds therefore, (the “Bonds”);

AND WHEREAS, the Issuer has received a proposal from Banc One Capital Markets, Inc.,

(the “underwriter”) to purchase the Bonds pursuant to a negotiated sale.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. Bonds of the Issuer designated General Obligation Refunding Bonds, Series 2004 (Limited Tax) (the “Bonds”) are authorized to be issued in the aggregate principal sum of not to exceed Five Million Six Hundred Thousand Dollars (\$5,600,000.00) for the purpose of paying part of the costs of refunding the Prior Bonds, including the costs incidental to the issuance, sale and delivery of the Bonds. The issue shall consist of bonds in fully-registered form of the denomination of \$5,000, or multiples thereof not exceeding for each maturity the maximum principal amount of that maturity, numbered consecutively in order of registration from 1 upwards. The Bonds will be dated as of February 1, 2004 (or such other date as determined at the time of sale thereof) and be payable on July 1 (or such other date as determined at the time of sale thereof) in the years 2005 to 2019, inclusive, (or such other years as determined at the sale thereof), in the annual amounts determined at the time of sale.

The Bonds shall bear interest at a rate or rates to be determined at the time of sale thereof, but in any event not to exceed six percent (6%) per annum, payable on July 1, 2004 (or such other date as determined at the time of sale thereof), and semiannually thereafter, by check or draft mailed by the Transfer Agent (as hereinafter) to the registered owner of record as of the 15th day of the month prior

to the payment date for each interest payment. The record date of determination of registered owner for purposes of payment of interest as provided in this paragraph may be changed by the Issuer to conform to market practice in the future.

2. The Bonds of this issue shall be executed in the name of the Issuer with the facsimile signature of the Supervisor and Clerk of the Issuer and shall have the seal of the Issuer, or a facsimile thereof, printed or impressed on the Bonds. No Bond shall be valid until authenticated by an authorized officer or representative of the Transfer Agent. The principal of the Bonds shall be payable at the principal corporate trust office of a bank or trust company located in Michigan to be selected by the Supervisor, as registrar and transfer agent for the Bonds (the "Transfer Agent").

3. The Transfer Agent shall keep the books of registration for this issue on behalf of the Issuer. Any Bond may be transferred upon such registration books by the registered owner of the record, in person or by the registered owner's duly authorized attorney, upon surrender of the Bond for cancellation, accompanied by delivery of duly executed written instrument of transfer in a form approved by the Transfer Agent. Whenever any Bond or Bonds shall be surrendered for transfer, the Issuer shall execute and the Transfer Agent shall authenticate and deliver a new Bond or Bonds, for like aggregate principal amount. The Transfer Agent shall require the payment by the bondholder requesting the transfer of any tax or other governmental charge required to be paid with respect to the transfer.

4. The finance Director and/or Treasurer are each hereby authorized to open a separate depository account with a bank or trust company designated 2004 GENERAL OBLIGATION REFUNDING BONDS DEBT RETIREMENT FUND (the "Debt Retirement Fund"), the moneys to be deposited into the Debt Retirement Fund to be specifically earmarked and used solely for the purpose of paying principal of and interest on the Bonds as they mature. All proceeds from taxes levied for the Debt Retirement Fund shall be deposited into the Debt Retirement Fund as collected. Commencing with the year 2004, there shall be levied upon the tax rolls of the Issuer for the purpose of the Debt Retirement Fund each year, in the manner required by the provisions of Act 34, Public Acts of Michigan, 2001, as amended ("Act 34"), an amount sufficient so that the estimated collection therefrom will be sufficient to promptly pay, when due, the principal of and interest on the Bonds becoming due prior to the next annual tax levy; provided, however, that if at time of making any such annual tax levy there shall be surplus moneys on hand in the Debt Retirement Fund for the payment of principal of and interest on the Bonds, then credit therefore may be taken against such annual levy for the Debt Retirement Fund. However, it is the present intention of the Township to use surplus moneys derived from operations of the Township's Water Supply and Sewage Disposal System to make such payments and the Treasurer is authorized to transfer such amounts from the System's revenues to the Debt Retirement Fund.

5. The proceeds of the Bonds shall be used to pay the costs of issuance of the Bonds and to the secure payment of the Prior Bonds as provided in this paragraph. Upon receipt of the proceeds of sale of the Bonds, the accrued interest, if any, shall be deposited in the Debt Retirement Fund for the Bonds. From the proceeds of the Bonds there shall next be set aside a sum sufficient to pay the costs of issuance of the Bonds in a fund designated 2004 GENERAL OBLIGATION REFUNDING BONDS ISSUANCE FUND (the "Issuance Fund"). Moneys in the Issuance Fund shall be used solely to pay expenses of issuance of the Bonds. Any amounts remaining in the Issuance Fund after payment of issuance expenses shall be transferred to the Debt Retirement Fund for the Bonds.

The balance of the proceeds of the Bonds together with the moneys transferred by the Issuer at the time of sale of the Bonds from the debt retirement funds for the Prior Bonds and any other available funds of the Issuer, shall be held as cash or invested in direct obligations of or obligations the principal of and interest on which are unconditionally guaranteed by the United States of America or other obligations the principal of and interest on which are fully secured by the foregoing (the "Escrow Fund") and used to pay principal, interest and redemption premiums on the Prior Bonds. The Escrow Fund shall be held by the Fifth Third Bank, Michigan, Grand Rapids, Michigan, as escrow agent (the "Escrow Agent") pursuant to an escrow agreement (the "Escrow Agreement") which shall irrevocably direct the Escrow Agent to take all necessary steps to call for redemption any Prior Bonds specified by the Issuer upon sale of the Bonds, including publication and mailing of redemption notices, on any call date, as specified by the Issuer. The investment held in the Escrow Fund shall be such that the principal and interest payments received thereon will be sufficient, without reinvestment, to pay the principal, interest and redemption premiums on the Prior Bonds as they become due pursuant to maturity or the call for redemption required by this paragraph. Following establishment of the Escrow Fund, any amounts remaining in the debt retirement funds for the Prior Bonds shall be transferred to the Debt Retirement Fund for the Bonds.

6. The Bonds shall be in substantially the following form:

UNITED STATES OF AMERICA
STATE OF MICHIGAN
COUNTY OF MACOMB

TOWNSHIP OF MACOMB
GENERAL OBLIGATION REFUNDING BOND, SERIES 2004
(LIMITED TAX)

<u>Interest Rate</u>	<u>Maturity Date</u>	<u>Date of Original Issue</u>	<u>CUSIP</u>
----------------------	----------------------	-----------------------------------	--------------

MACOMB TOWNSHIP BOARD OF TRUSTEES REGULAR MEETING HELD ON
WEDNESDAY, JANUARY 14, 2004
AT 7:00 P.M.

Registered Owner: January 1, ____ February 1, 2004

Principal Amount:

The Township of Macomb, County of Macomb, State of Michigan (the "Issuer"), acknowledges itself to owe and for value received hereby promises to pay to the Registered Owner specified above, or registered assigns, the Principal Amount specified above, in lawful money of the United States of America, unless redeemed prior to maturity on the Maturity Date specified above with interest thereon until paid from the Date of Original Issue specified above or such later date to which interest has been paid, at the Interest Rate per annum specified above, first payable on July 1, 2004, and semiannually thereafter. Principal of this Bond is payable at the principal corporate office of _____, _____, Michigan, or such other transfer agent as the Issuer may hereafter designate by notice mailed to the registered owner not less than sixty (60) days prior to any interest payment date (the "Transfer Agent"). Interest on this bond is payable to the registered owner of record as of the 15th day of the month preceding the interest payment date as shown on the registration books of the Issuer Kept by the Transfer Agent by check or draft mailed by the Transfer Agent to the registered owner of record at the registered address. For prompt payment of this bond, both principal and interest, the full faith, credit and resources of the Issuer are hereby irrevocably pledged.

This bond is one of a series of bonds aggregating the principal sum of \$_____, issued for the purpose of refunding certain of the Issuer's outstanding indebtedness.

This bond is transferable only upon the registered books of the Issuer kept by the Transfer Agent by the registered owner of record in person, or by the registered owner's attorney duly authorized in writing, upon the surrender of this bond together with a written instrument of transfer satisfactory to the Transfer Agent duly executed by the registered owner or the registered owner's attorney duly authorized in writing, and thereupon a new registered bond or bonds in the same aggregate principal amount and of the same maturity shall be issued to the transferee in exchange therefore as provided in the resolution authorizing this bond and upon the payment of the charges, if any, therein prescribed.

This bond is payable out of the Issuer's Debt Retirement Fund for this issue and in order to make such payment, the Issuer is required each year to levy taxes on all taxable property within the boundaries of the Issuer for such payment subject to applicable constitutional and statutory limitations. It is hereby certified and recited that all acts, conditions and things required by law to be done, precedent to and in the issuance of this bond and the series of bonds of which this is one, exist and have been done and performed in regular and due form and time as required by law, and that the

MACOMB TOWNSHIP BOARD OF TRUSTEES REGULAR MEETING HELD ON
WEDNESDAY, JANUARY 14, 2004
AT 7:00 P.M.

total indebtedness of the Issuer, including this bond and the series of bonds of which this is one, does not exceed any constitutional or statutory debt limitation.

This bond is not valid or obligatory for any purpose until the Transfer Agent's Certificate of Authentication on this bond has been executed by the Transfer Agent.

IN WITNESS WHEREOF, the Issuer, by its Township Board, has caused this bond to be signed in the name of the Issuer by the facsimile signatures of its Supervisor and Township Clerk and a facsimile of its corporate seal to be printed hereon, all as of the Date of Original Issue.

TOWNSHIP OF MACOMB
County of Macomb
State of Michigan

By: _____
Its: Supervisor

By: _____
Its: Township Clerk

RESOLUTION DECLARED ADOPTED

MOTION carried.

PLANNING COMMISSION:

7. Tentative Preliminary Plat; Legacy Farms Subdivision (308 lots); Located on the west side of Fairchild Road approximately ¼ mile north of 22 Mile Road; Classic Development, Petitioner. Permanent Parcel No. 08-24-401-004.

Jerome R. Schmeiser, Community Planning Consultant, reviewed the findings and recommendations of approval.

Public Portion: None.

Petitioner Present: Christopher Cousino representing Classic Development.

MOTION by OLIVER seconded by BUCCI to approve the Tentative Preliminary Plat; Legacy Farms Subdivision (308 lots); Parcel No. 08-24-401-004.

MOTION carried.

MACOMB TOWNSHIP BOARD OF TRUSTEES REGULAR MEETING HELD ON
WEDNESDAY, JANUARY 14, 2004
AT 7:00 P.M.

8. Approval for the on site Trailers; Credit Union One; Located on the northwest corner of Hall Road and Canterbury Drive; Diversified Construction Management, Petitioner. Permanent Parcel No. 08-31-400-043.

Jerome R. Schmeiser, Community Planning Consultant, reviewed the findings and recommendations of approval.

Public Portion: None.

Petitioner Present: William Hoisington representing Diversified Construction Management.

MOTION by KOEHS seconded by MALBURG to approve the on site Construction Trailers; Credit Union One; provided that no Credit Union activities take place within the trailers. Permanent Parcel No. 08-31-400-043.

MOTION carried.

9. Preliminary Review Recommendation Received from TCC; Pheasant Run; Located in the Macomb Town Center on the south side of 25 Mile Road ¼ mile east of Luchtman Road; Antonio Evangelista, Petitioner. Permanent Parcel No. 08-09-100-007 & 008.

Jerome R. Schmeiser, Community Planning Consultant, reviewed the findings and recommendations of approval.

Public Portion: Mario Grillo, property owner west of the proposal, discussed with Supervisor BRENNAN the procedures involved to retrieve copies of the proposal plans.

Petitioner Present: Craig Duckwitz representing Antonio Evangelista.

MOTION by DUNN seconded by KOEHS to approve the Preliminary Plan; Pheasant Run; contingent upon the stipulations addressed in the correspondence letter dated 12-18-03. Parcel No. 08-09-100-007 & 008. This motion is based upon the following conditions:

1. **The petitioner shall prepare and submit engineering plans to the Township Engineer for the required approvals from the following agencies in compliance with the State Condominium Act and Sections 17-87 to 17-90 of Chapter 17 of Macomb Township Code of Ordinances, Land Division Regulations:.**
 - a. **Macomb County Road Commission**
 - b. **Office of Public Works Commission of Macomb County**
 - c. **Macomb County Health Department**

MACOMB TOWNSHIP BOARD OF TRUSTEES REGULAR MEETING HELD ON
WEDNESDAY, JANUARY 14, 2004
AT 7:00 P.M.

- d. Macomb County Planning Commission**
 - e. Michigan Department of Environmental Quality**
 - f. All public utility companies affected.**
 - g. That a by-pass lane(s) be developed on the abutting major road(s) subject to the approval of the Macomb County Road Commission and the Township Engineer. Also, that any connecting sidewalk tying the plat to any public street be installed by the petitioner.**
- 2. The Township Engineer approves all engineering plans for the computed plan.**
- 3. That any detention area meet the requirements of the Township Engineers and any Special Assessment District (SAD) be approved by the Township Board.**
- 4. Further, that the Township Engineer be satisfied that those conditions imposed as part of the preliminary plan approval be met.**
- 5. That all sites meet the requirements of the Township Zoning Ordinances.**
- 6. Flood Plain Map Amendments and/or Requirements. Please be advised that it is the responsibility of the applicant to seek and obtain any map revisions or amendments to the flood plain map as prepared by FEMA, through the Michigan Department of Environmental Quality (MDEQ). Further the MDEQ must review and approve any amendments or map revisions that reflect the lower amendment on the flood plain map prior to the issuance of any building permits.**
- 7. That the petitioner comply with all pertinent codes and ordinances, and guarantee that dimensions, acreage, figures, and recorded easements in connection with this plan are true and accurate as they provide the basis for this recommendation.**
- 8. That the unrecorded Master Deed be approved by the Township Attorney and Township Assessor prior to acceptance of the Final Plan Review.**
- 9. All street names are cleared by the Township Supervisor for purposes of continuity prior to preparation of the final plan. That the petitioner submits (2) copies of the plan to the Supervisors office for addressing. Addresses will be assigned after final preliminary plan approval by the Township Board.**
- 10. That the landscape areas be identified as a common area in the Master Deed. Further, that a bond in the amount to be determined by the Township Consulting Engineer be posted. The bond shall be posted prior to receiving construction permits from the Water/Sewer Department.**

MACOMB TOWNSHIP BOARD OF TRUSTEES REGULAR MEETING HELD ON
WEDNESDAY, JANUARY 14, 2004
AT 7:00 P.M.

11. That the preliminary approval expires one year from the date of Township Board approval.
12. The plan as submitted shows the development to be done in two phases. Please be advised that any revisions to the phasing plan for this plan must be reviewed and approved by the Town Center Committee and Township Board and incorporated into the Preliminary Plan as a Revised Preliminary Plan.
13. Proposed alleys shall have a 24' wide right-of-way with a minimum 20' wide pavement for two-way traffic. Alleys currently shown with 12' wide pavement need to be revised to 20' wide pavement with a minimum 10' curb radius to allow for garbage pick up and emergency access.
14. No parking signs shall be provided along both sides of the alleys.
15. An 8' wide concrete walk shall be installed along both sides of the proposed east/west 1/2 road.
16. A by-pass lanes shall be installed along 25 Mile Road with acceleration and deceleration tapers as necessary.
17. An 8' wide bituminous path shall be installed along the 25 Mile Road frontage of this site in accordance with the Macomb Township Zoning Ordinance.
18. Parking pads for front loaded garages must provide a minimum dimension of 25' from the inside of the sidewalk to the garage. Parking pad for rear loaded garages must provide 25' of depth from the edge of the 20' alley pavement to the garage.
19. Provisions must be incorporated into the Master Deed stating builders must abide by the building regulations as stated in Article XXV of Zoning Ordinance #10.

The application of Final Review will be accepted upon receipt of the following:

- Notification from the Township Assessor and Township Attorney that the unrecorded Master Deed has been approved item 8 and 19 above.
- Submission of revised plans per items 13-18 above.

MOTION carried.

10. Tentative Preliminary Plat; Gateway Village Estates; Located on the east side of Hayes Road approximately 1/4 mile north of 24 Mile Road; Sal-Mar of Gateway Village Estates, Petitioner. Permanent Parcel No. 08-07-300-014.

MACOMB TOWNSHIP BOARD OF TRUSTEES REGULAR MEETING HELD ON
WEDNESDAY, JANUARY 14, 2004
AT 7:00 P.M.

Jerome R. Schmeiser, Community Planning Consultant, reviewed the findings and recommendations of approval.

Public Portion: None.

Petitioner Present: Thomas Treppa along with Pete Maniccia

MOTION by OLIVER seconded by MALBURG to approve the Tentative Preliminary Plat; Gateway Village Estates; Parcel No. 08-07-300-014.

MOTION carried.

11. Tentative Preliminary Plat; Lone Star Estates; Located on the west side of Card Road, 686 feet north of 22 Mile Road; Polson Land Development, Petitioner. Permanent Parcel No. 08-22-400-016.

Jerome R. Schmeiser, Community Planning Consultant, reviewed the findings and recommendations of approval.

Public Portion: None.

Petitioner Present: Jim Grosser of Polson Land Development

MOTION by KOEHS seconded by DUNN to approve the Tentative Preliminary Plat; Lone Star Estates; Parcel No. 08-22-400-016.

MOTION carried.

12. Final Preliminary Plat; Macomb Corporate Center Park (5 lots); Located approximately 1000 feet south of 23 Mile Road and approximately 333 feet east of future Garfield Road; D & K Land Developers, Petitioner. Permanent Parcel No. 08-20-100-004 and 08-20-100-010.

Jerome R. Schmeiser, Community Planning Consultant, reviewed the findings and recommendations of approval.

Public Portion: None.

Petitioner Present: Not Present

MOTION by DUNN seconded by MALBURG to approve the Macomb Corporate Center Park (5 lots); Parcel No. 08-20-100-004 & 010.

MOTION carried.

MACOMB TOWNSHIP BOARD OF TRUSTEES REGULAR MEETING HELD ON
WEDNESDAY, JANUARY 14, 2004
AT 7:00 P.M.

OLD BUSINESS:

13. Extension of Time Request; Tentative Preliminary Plat; Tesner Park Subdivision; Lehner Associates, Inc., Petitioner. Permanent Parcel No. 08-35-300-033.

Petitioner Present: Bill Thompson of Lehner Associates

MOTION by KOEHS seconded by BUCCI to approve the Extension of Time for one year to expire on April 11, 2005; Tentative Preliminary Plat; Tesner Park Subdivision; Section 35. Parcel No. 08-35-300-033.

MOTION carried.

14. Extension of Time; Tentative Preliminary Plat; Golfview Estates Subdivision. Permanent Parcel No. 08-25-301-001.

Petitioner Present: Christopher Cousino representing Classic Development, LLC.

MOTION by DUNN seconded by OLIVER to approve the Extension of Time for one year to expire on January 25, 2005; Tentative Preliminary Plat; Golfview Estates Subdivision. Parcel No. 08-25-301-001.

MOTION carried.

15. Extension of Time; Tentative Preliminary Plat; Turnberry Pointe Subdivision. Permanent Parcel No. 08-29-226-021. .

Petitioner Present: Christopher Cousino representing H & R Investments, LLC.

MOTION by OLIVER seconded by MALBURG to approve the Extension of Time for one year to expire March 14, 2005; Tentative Preliminary Plat; Turnberry Pointe Subdivision; Parcel No. 08-29-226-021.

MOTION carried.

16. Request Release of Model Permit Bonds; Parc at Riverside; Lots: 49 & 50. American Heartland L.L.C., Petitioner. Section 23.

MOTION by BUCCI seconded by KOEHS to approve the Release of the Model Permit Bonds; Parc at Riverside; Lots 49 & 50.

MOTION carried.

17. Request Release of Model Permit Bonds; Village at Riverside; Lots: 59 & 60. American Heartland L.L.C., Petitioner. Section 23.

MACOMB TOWNSHIP BOARD OF TRUSTEES REGULAR MEETING HELD ON
WEDNESDAY, JANUARY 14, 2004
AT 7:00 P.M.

MOTION by OLIVER seconded by KOEHS to approve the Release of the Model Permit Bonds; Village at Riverside; Lots 59 & 60.

MOTION carried.

18. Request to Return the Wall Sign Bond; Movie Gallery; Located on the southeast corner of 21 Mile Road and Hayes Road; Metro Detroit Signs, Petitioner. Section 31.

MOTION by KOEHS seconded by DUNN to approve the return of the Wall Sign Bond; Movie Gallery. Permanent Parcel No. 08-31-100-008.

MOTION carried.

NEW BUSINESS:

19. Request to Schedule a Public Hearing Date; Street Lighting Proposal and Agreement; Gateway Farms Subdivision; Located on the west side of Card Road approximately ½ mile south of 23 Mile Road; Polarity Development Co. L.L.C., Petitioner. Section 22.

Petitioner Present: Jim Grosser of Polarity Development Co. L.L.C.

MOTION by BUCCI seconded by OLIVER to schedule February 11, 2004 for the Public Hearing Date; Street Lighting Proposal and Agreement; Gateway Farms Subdivision. Section 22.

MOTION carried.

20. Request to Schedule a Public Hearing Date; Street Lighting Proposal and Agreement; Golden Gate Estates Subdivision; Located on the west side of Card Road approximately ¼ mile north of 22 Mile Road; Trilson Development L.L.C., Petitioner. Section 22. (*Public Hearing Date 02-11-04*).

Petitioner Present: Jim Grosser of Trilson Development L.L.C.

MOTION by OLIVER seconded by MALBURG to schedule February 11, 2004 for the Public Hearing Date; Golden Gate Estates Subdivision; Section 22.

MOTION carried.

21. Request to Schedule a Public Hearing Date; Street Lighting Proposal and Agreement; The Rivers Estates Subdivision; Located on the south side of 23 Mile

MACOMB TOWNSHIP BOARD OF TRUSTEES REGULAR MEETING HELD ON
WEDNESDAY, JANUARY 14, 2004
AT 7:00 P.M.

Road and ¼ mile east of Card Road; Sal-Mar Farm Limited Partnership,
Petitioner. Section 23.

Petitioner Present: Pete Maniccia representing Sal-Mar Farm Limited Partnership

MOTION by DUNN seconded by MALBURG to schedule February 11, 2004 for the Public Hearing Date; Street Lighting Proposal and Agreement; The Rivers Estates Subdivision; Section 23.

MOTION carried.

22. Card Road Condemnation for Installation and Construction of Sanitary Sewer between 23 and 24 Mile Roads.

This item was moved to Executive Session (see number 36).

23. Request for Partial Occupancy; St. Isidore Catholic Church; Located on the northwest corner of 23 Mile Road and Romeo Plank Road. Permanent Parcel No. 08-17-451-008,013 and 023.

Tabled at the petitioners request.

24. Request for the Township Engineer to perform a Sanitary Sewer Diversion Study; Section 6; Elro Corporation, Petitioner.

James Van Tiflin, Township Engineer and David Koss, Water and Sewer Department Superintendent, reviewed the request.

MOTION by KOEHS seconded by DUNN to approve the request for the Township Engineer to perform the necessary study of the Sewer Diversion Section 6, contingent upon the receipt of the required deposit of Four Thousand dollars and 00/100 (\$4,000.00).

MOTION carried.

FIRE DEPARTMENT:

25. Request permission to remount Rescue One body

Raymond Ahonen, Fire Department Chief, requested to table the item.

26. Request permission to purchase additional thermal imaging cameras

Raymond Ahonen, Fire Department Chief, reviewed the request.

MACOMB TOWNSHIP BOARD OF TRUSTEES REGULAR MEETING HELD ON
WEDNESDAY, JANUARY 14, 2004
AT 7:00 P.M.

MOTION by DUNN seconded by BUCCI to approve the request to purchase two additional thermal imaging cameras for future Fire Stations No. 3 and 4 from Apollo Fire Equipment for the total amount of Thirty Two Thousand dollars and 00/100 (\$32,000.00).

MOTION carried.

27. Request permission to attend college

Raymond Ahonen, Fire Department Chief, requested to table the item.

28. Discussion of Michigan Emergency Management Act. "MEMA"

Raymond Ahonen, Fire Department Chief, requested to table the item.

HUMAN RESOURCE DEPARTMENT:

29. Permission to begin recruitment process for Parks & Recreation – Aquatics and Facility Supervisors.

John Brogowicz, Human Resource Director, reviewed the request.

MOTION by DUNN seconded by BUCCI to approve the request to begin the recruitment/hiring process for the Parks & Recreation Aquatics and Facility Supervisor positions.

MOTION carried.

30. Permission to contract with the EEOC (Equal Employment Opportunity Commission) to provide Discrimination and Harassment Training to the Township.

John Brogowicz, Human Resource Director, discussed the request.

MOTION by OLIVER seconded by BUCCI to approve the request to contract with EEOC to provide discrimination and harassment training to Township employees. For the amount of Five Thousand Seven Hundred Seventy dollars and 00/100 (\$5,770.00).

MOTION carried.

WATER & SEWER DEPARTMENT:

31. Approval of Purchase Requisitions:
A. East Jordan Iron Works, Inc.

MACOMB TOWNSHIP BOARD OF TRUSTEES REGULAR MEETING HELD ON
WEDNESDAY, JANUARY 14, 2004
AT 7:00 P.M.

- B. SLC Meter Service
- C. Schwark and Sons Construction

David Koss, Water and Sewer Department Superintendent, reviewed the purchase requisitions.

MOTION by OLIVER seconded by MEERSCHAERT to approve the request to purchase Hydrant repair materials from East Jordan Iron Works, Inc. in the amount of One Thousand Two Hundred Sixty Four dollars and 43/100 (\$1,264.43).

MOTION carried.

MOTION by KOEHS seconded by DUNN to approve the request to purchase Water main maintenance materials from SLC Meter Service Inc. in the amount of Forty One Thousand Forty dollars and 67/100 (\$41,040.67).

MOTION carried.

MOTION by BUCCI seconded by MALBURG to approve the request for concrete replacement for Township Fire Station No. 2 from Schwark & Sons Construction in the amount of Three Thousand Five dollars and 00/100 (\$3,005.00).

MOTION carried.

BOARD COMMENTS:

32. Supervisor Comments:

Addition:

32A. Proposal for an Ice Arena

John D. Brennan, Township Supervisor, reviewed the request.

Public Portion: Mario Grillo, a Township property owner, addressed his concerns regarding the sale or lease of the property discussed.

MOTION by DUNN seconded by OLIVER to proceed with the negotiation for eight acres of Township property located in Section 9 with the condition that future negotiations will proceed with the appraised value of Sixty Thousand dollars and 00/100 (\$60,000.00) per acre.

FOR THIS MOTION: DUNN, OLIVER, BUCCI, MALBURG, MEERSCHAERT, KOEHS, BRENNAN.

ABSENT: NONE.

MACOMB TOWNSHIP BOARD OF TRUSTEES REGULAR MEETING HELD ON
WEDNESDAY, JANUARY 14, 2004
AT 7:00 P.M.

OPPOSED: NONE.

MOTION carried.

Addition:

32B. Senior Citizen Housing Facility (First Centrum)

Supervisor BRENNAN held further discussion with the Board.

Public Portion: Mario Grillo, a Township property owner, addressed his concerns regarding the sale or lease of the property discussed.

MOTION by MEERSCHAERT seconded by BUCCI to move forward and research the possibilities for future development of Senior Citizen Housing Facility. Section 9.

MOTION carried.

Addition:

32 C. Donations to Turning Point

Supervisor BRENNAN reviewed the request to donate cellular phones to Turning Point, a shelter for battered women. Clerk KOEHS stated the phones will only be programmed for 9-1-1 emergency calls.

MOTION by OLIVER seconded by MALBURG to approve the donation of thirty eight (38) cellular phones, assorted chargers, cases and batteries to Turning Point.

MOTION carried.

33. Clerk Comments:

Addition:

33A. Request to approve the 2004 Membership Dues for the Clinton River Watershed Council.

Clerk KOEHS, reviewed the request.

MOTION by OLIVER seconded by KOEHS to renew the 2004 membership annual dues for the Clinton River Watershed Council for the amount of Five Thousand dollars and 00/100 (\$5,000.00).

MOTION carried.

34. Treasurer Comments:

35. Trustees Comments:

MACOMB TOWNSHIP BOARD OF TRUSTEES REGULAR MEETING HELD ON
WEDNESDAY, JANUARY 14, 2004
AT 7:00 P.M.

EXECUTIVE SESSION:

MOTION by KOEHS seconded by BUCCI to adjourn into Executive Session at 8:18 p.m.

MOTION carried.

The Board reconvened at 8:26 p.m.

Previously shown as number 22

36. Township of Macomb v Black, et al Condemnation for construction of sanitary sewer, west side of Card Road between 23 Mile Road and 24 Mile Road.

MOTION by KOEHS seconded by DUNN to authorize the Township Attorney to accept all the awards on behalf of the Township of Macomb.

FOR THIS MOTION: KOEHS, DUNN, MEERSCHAERT, MALBURG, BUCCI, OLIVER, BRENNAN.

OPPOSED: NONE

ABSENT: NONE.

MOTION carried.

ADJOURNMENT

MOTION by MEERSCHAERT seconded by OLIVER to adjourn the meeting 8:27P.M.

MOTION carried.

Respectfully,

John D. Brennan, Supervisor

Michael D. Koehs, Clerk
Gabrielle M. Baker, Recording Secretary
MDK/gmb